

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Hofers

Serial No.: 10/531,827

Group No.: 3612

Filed: October 7, 2005

Examiner:

For: MOTOR VEHICLE WITH A CONVERTIBLE ROOF

REQUEST FOR REFUND

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Applicant mailed the Information Disclosure Statement to the Patent Office on May 10, 2006, thereby complying with 37 CFR 1.114 that an Information Disclosure Statement be filed prior to the mailing date of a first Office Action or within three months of the filing date of the application. Supporting documentation has been printed from the U.S. Patent Office's Private PAIR website which clearly shows that no Office Action has been mailed to Applicant by the Patent Office.

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Respectfully submitted,

GIFFORD, KRASS & WATHEN

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Date: September 8, 2006

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Application No. (if known): 10/531,827

Attorney Docket No.: KRO-10402/36

Certificate of Mailing under 37 CFR 1.8

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10/531,827

Motor vehicle with a convertible roof

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Transaction History

Date	Transaction Description
05-12-2006	Reference capture on IDS
05-12-2006	Information Disclosure Statement (IDS) Filed
03-28-2006	IFW TSS Processing by Tech Center Complete
04-18-2005	Request for Foreign Priority (Priority Papers May Be Included)
04-18-2005	Preliminary Amendment
03-28-2006	Case Docketed to Examiner in GAU
03-15-2006	Cleared by OIPE CSR
10-07-2005	371 Completion Date
03-03-2006	Application Dispatched from OIPE
03-03-2006	Notice of DO/EO Acceptance Mailed
10-07-2005	Additional Application Filing Fees
10-07-2005	A statement by one or more inventors satisfying the requiren
02-13-2006	Correspondence Address Change
01-19-2006	Correspondence Address Change
01-12-2006	Correspondence Address Change
10-04-2005	Notice of DO/EO Missing Requirements Mailed
04-18-2005	Initial Exam Team nn

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GIFFORD, KRASS, GROH, SPRINKLE & CITKOWSKI, P.C. DATE : 09/08/2006

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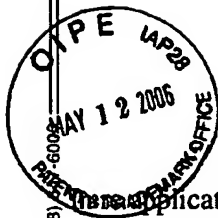
TROY MI 48007-7021

To: Applicant of Serial Number 10531827
Filed on 07-OCT-2005
(Art Unit 3612)

It is estimated that this application will receive an Office action in approximately 8 months. This is an estimate that is based on the current inventory level of applications filed in this art area and the current staffing levels in this Art Unit. The USPTO is dedicated to minimizing first action and total pendency, and we are targeting resources to help address backlogs in art areas with high new application filings. Thank you for your inquiry.

Customer Service Office in Technology Center: 3600

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Hofers et al.

Attorney Docket No. KRO-10402/36

Serial No.: 10/531,827

Group Art Unit: 3611

Filed: April 18, 2005

Examiner:

For: MOTOR VEHICLE WITH A CONVERTIBLE ROOF

INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In compliance with the duty of disclosure under 37 C.F.R. §1.56, it is respectfully requested that this Information Disclosure Statement be entered and the references listed on attached Form PTO-1449 be considered by the Examiner and made of record.

In accordance with 37 C.F.R. §1.97(g), this Information Disclosure Statement is not to be construed as a representation that a search has been made or that no other possible material information as defined in 37 C.F.R. §1.56(a) exists. In accordance with 37 C.F.R. §1.97(h) this Information Disclosure Statement is not to be construed to be an admission that the information cited in the statement is, or is considered to be, material to patentability as defined in §1.56(b).

The Examiner's attention is drawn particularly to the following:

1. A copy of a German Office Action, and its English translation, is attached to cited reference DE 198 45 820 A1. This reference was cited in a corresponding German Office Action for the priority document, German patent application 102 48 761. The German Office Examiner considered column 1, paragraphs 2 and 3 as most relevant and an English translation of those paragraphs is also attached.

05/15/2006 HDESTA1 00000026 071180 10531827

01-FC:1806 180.00 DA

Adjustment date: 10/06/2006 SPELEKE1 10531827
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01 FC:1806 180.00 CR